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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

CQUENTIA SERIES, LLC AND
HTG SERIES, a series declared by
CQUENTIA SERIES, LLC

Plaintiffs,

v.

CHANNEL (H), INC., AND ROBERT
CAPELLI,

Defendants.

Case No.: 4:17-cv-00919-A

State Court Case No. 348-295398-17

**DECLARATION OF
ROBERT CAPELLI**

I, Robert Capelli, declare under penalty of perjury under the laws of the United States of America that the following is true and correct:

1. I am the Chief Executive Officer of Plaintiff Channel (H), Inc. ("Channel (H)"). I make this declaration in support of Channel (H)'s Opposition to Plaintiffs' Joint Motion to Remand. I have personal knowledge of all matters stated herein, or I am familiar with the facts and circumstances of the instant action based upon records and files maintained by Channel (H), or upon publicly-available and generally verifiable records. If called as a witness could and would testify to the matters set forth herein.

2. I am aware that Plaintiffs' claim that I am a resident of California. This is not correct. Although I lived in California from 1998 to 2015, I moved to Amesbury, Massachusetts in August 2015.

3. At the time of the removal of this action on November 15, 2017, I was residing in Amesbury, Massachusetts, as my full-time, permanent residence and domicile.

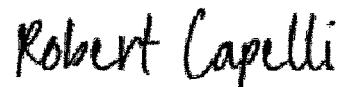
4. A true and correct copy of my driver's license is annexed hereto as **Exhibit A**.

5. A true and correct copy of a recent bill, which displays my address is annexed hereto as **Exhibit B**.

6. Alan Meeker communicated to me that the UCSD account was worth over \$150 million over five years. Plaintiffs licensed Channel (H)'s preauthorization software solution to service the UCSD account, and have admitted to replacing Channel (H)'s "preauthorization software solution" with their own "preauthorization software solution." [Pet., ¶ 24]. A true and correct copy of an email from Alan Meeker to Robert Capelli, dated July 1, 2017, is annexed hereto as **Exhibit C**.

Dated: January 4, 2018
Amesbury, Massachusetts

DocuSigned by:



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ROBERT CAPELLI

Exhibit A

MASSACHUSETTS

DRIVER'S
LICENSE

USA

4A NUMBER

4a ISS 05/12/2017

3
DOB

2021
4b EXP 12/2021
5
ISS

9
END
NONE

1 CAPELLI
2 ROBERT EUGENE

8

AMESBURY, MA 01913

15 SEX M 18 Ht 5'10" 6
5 DD
Rev 02/2016

See C. Murray
REGISTRATION

John Smith

Exhibit B

ANNA JAQUES HOSPITAL

24 Morris Place Amesbury, MA 01913



ROBERT EUGENE CADEAU

24 Morris Place Amesbury, MA 01913

Exhibit C

From: **Alan Meeker** <alan@cquentia.com>
Date: Sat, Jul 1, 2017 at 1:04 AM
Subject: Contact
To: "robert@channelh.co" <robert@channelh.co>

Robert

Just you and me here.

May we please have transparency here? Our UCSD account is worth in excess of \$150million over the next 5 years. If we are going to miss a go live target, that's ok, we just need to set people's expectations.

Please contact Kenny soonest.

Regards,
D. Alan Meeker
Chief Executive Officer



cid:image002.png@01D0DB70.E061

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